

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JORGE RODRIGUEZ SANCHEZ,

Defendant.

CR 17–133–BLG–DLC

ORDER

Before the Court is the government’s Motion to Dismiss Indictment Without Prejudice. (*Sealed* Doc. 5.) Good cause supports the motion.

Three years ago, a Grand Jury charged Defendant Jorge Rodriguez Sanchez with conspiracy to possess with intent to distribute methamphetamine, in violation of 21 U.S.C. § 846, and possession with intent to distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2. (*Sealed* Doc. 1.) United States Magistrate Judge Timothy J. Cavan issued a warrant for Sanchez’s arrest the same day. (Doc. 4.) To date, law enforcement has been unable to locate Sanchez to execute the warrant, however. (*Sealed* Doc. 5.)

As Sanchez has not yet appeared in this case, and the Court finds no evidence of an improper prosecutorial purpose in seeking the instant motion, *see United States v. W.R. Grace*, 429 F. Supp. 2d 1207, 1246–47 (D. Mont. 2006),

IT IS ORDERED that the motion (*Sealed* Doc. 5) is GRANTED.

Accordingly, IT IS ORDERED that the Indictment (*Sealed* Doc. 1) is DISMISSED WITHOUT PREJUDICE.

DATED this 16th day of November, 2020.



Dana L. Christensen, District Judge
United States District Court